

Minutes of the Special Meeting of the Board of Education, Island Trees Union Free School District, Town of Hempstead, County of Nassau, Levittown, New York. The meeting was held at the Stephen E. Karopczyc School, 74 Farmedge Road, Levittown, New York, on Tuesday, August 14, 2012.

The meeting was called to order by Ms. Mahon at 4:04 PM.

MEMBERS PRESENT: Mrs. Kristen Daum
Mr. Daniel Donahue
Ms. Patricia Mahon
Mrs. Kim McDonough
Mrs. Barbara Medellin
Mr. Kenneth Rochon
Mr. George Storm

ALSO PRESENT: Dr. Charles J. Murphy, Superintendent of Schools
Dr. Arlene Genden Sage, Assistant Superintendent for Special Ed.
Mrs. Susan Hlavenka, Assistant Superintendent for Business
Mr. Richard Guercio, General Legal Counsel
Mrs. Randy Glasser, General Legal Counsel
Mrs. Concetta Carr, District Clerk

PLEDGE OF ALLEGIANCE: Ms. Mahon led the pledge of allegiance to the flag followed by a moment of silence for our troops.

MINUTES: Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mrs. Daum, seconded by Mr. Donahue, and unanimously carried (7-0) to approve the following minutes:

Reorganization Meeting, Regular Meeting & Executive Session – July 11, 2012
Special Meeting & Executive Session – July 5, 2012
Committee on Special Education – July 5, 19, 20, 30, 31, 2012
Committee on Preschool Special Education – July 19, 26, 31, August 8, 2012

COMMENTS FROM

VISITORS: A resident had a question about Action Item #12.

ACTION ITEMS:

1. Board of Education Approval of Transportation Services from Levittown U.F.S.D.

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Donahue, seconded by Mrs. McDonough, and unanimously carried (7-0) to agree to allow Levittown U.F.S.D. to transport one of our students to Friends Academy for the 2012-2013 regular school year, and authorizes the Board President to sign said contract when presented.

2. Board of Education Approval Regular School Year Transportation Bid Award

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. McDonough, seconded by Mrs. Medellin, and unanimously carried (7-0) to approve the award of transportation contracts as presented for regular school year transportation services as per the SENTCO bid dated 5/8/12, and authorizes the Board President to sign said contracts when presented.

Contract Information:

<u>Contractor</u>	<u>IT Contract #</u>	<u>Amount</u>	<u>Bid Date</u>
Acme	675.013.008	\$0	5/8/12
Any Time	675.013.009	\$0	5/8/12
EBT	675.013.010	\$0	5/8/12
First Student	675.013.011	\$0	5/8/12
Suburban	675.013.012	\$0	5/8/12
WE	675.013.013	\$14,400.00	5/8/12

3. Board of Education Approval of Transportation Renewal Contracts for the 2012-2013 School Year

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. Medellin, seconded by Mr. Rochon, and unanimously carried (7-0) to hereby agree to extend the school year transportation contracts as detailed below in accordance with the May CPI increase of 1.8%, as published by the State Education Department, and authorizes the Board President to sign said contracts when presented:

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Contractor	SED No.	Amount	Bid Date
Acme	E014348	\$21,597.50	10/22/1997
Any Time	E004208	\$46,872.30	4/20/1999
WE Transport	E004208	\$30,876.00	4/20/1999
Acme	E252096	\$14,954.40	5/22/2003
WE Transport	E252101	\$33,545.60	5/22/2003
Acme	E257161	\$397,089.20	5/30/2006
Any Time	E257160	\$23,646.20	5/30/2006
Suburban Bus	E257159	\$0.00	5/30/2006
WE Transport	E257158	\$22,596.30	5/30/2006
Acme	E258852	\$9,452.70	5/31/2007
WE Transport	E258854	\$0.00	5/31/2007
Acme	E260941	\$47,110.40	4/17/2008
WE Transport	E260943	\$0.00	4/17/2008
Acme	E612523	\$17,298.20	5/7/2009
WE Transport	E612522	\$0.00	5/7/2009
WE Transport	E612524	\$1,219,163.00	5/8/2009
Acme	E264928	\$0.00	5/6/2010
Any Time	E264929	\$0.00	5/6/2010
EBT	E264930	\$0.00	5/6/2010
First Student	E264931	\$0.00	5/6/2010
Suburban	E264932	\$46,939.50	5/6/2010
WE Transport	E264933	\$0.00	5/6/2010
Acme	E264934	\$0.00	6/23/2010
EBT	E264935	\$0.00	6/23/2010
First Student	E264936	\$10,621.80	6/23/2010
Acme	E264937	\$0.00	8/25/2010
EBT	E264938	\$0.00	8/25/2010
WE Transport	E264939	\$0.00	8/25/2010
Acme	E266271	\$0.00	5/6/2011
Any Time	E266270	\$0.00	5/6/2011
First Student	E266269	\$26,437.50	5/6/2011
Suburban Bus	E266268	\$0.00	5/6/2011
WE Transport	E266267	\$58,911.60	5/6/2011
Acme	E266764	\$0.00	8/18/2011
First Student	E266765	\$0.00	8/18/2011
WE Transport	E266766	\$0.00	8/18/2011
EBT	E266767	\$0.00	8/18/2011

4. Board of Education Approval to Extend Transportation Contract with WE Transport Inc. for the 2012-2013 School Year

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Rochon, seconded by Mr. Storm, and unanimously carried (7-0) to agree to extend the transportation contract with WE Transport for in-district transportation services. Said contract shall be renewed annually with a rate not to exceed the current cost plus the annual CPI as published by the SED transportation department which has been published at a rate of 1.8% for the 2012-2013 school year, and authorizes the Board President to sign said contract when presented.

Contract Information:

Contractor	2011-12 Contract	Bid Date	Rate	2012-13 Contract
WE Transport	\$1,197,605.60	5/8/2009	Plus CPI of 1.8%	\$1,219,163.00

5. Board of Education Approval to Declare Surplus and Dispose of Office Equipment from Island Trees High School

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Storm, seconded by Mrs. Daum, and unanimously carried (7-0) to approve to declare surplus and dispose of the following office equipment from the Island Trees High School:

IBM Wheelwriter 3
Island Trees Tag #100425
Serial #0830589

6. Board of Education Approval of Special Education Services Contract for the 2011-2012 School Year

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. Daum, seconded by Mr. Donahue, and unanimously carried (7-0) to approve the special education services contract with the Syosset Central School District for students in non-public schools, which was reviewed and approved by District Counsel, for the 2011-2012 school year, and authorizes the Board President to sign such contract.

7. Board of Education Approval of Special Education Services Contracts for the 2012-2013 School Year

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Donahue, seconded by Mrs. McDonough, and unanimously carried (7-0) to approve the special education services contracts which were reviewed and approved by District Counsel, for the 2012-2013 school year listed below, and authorizes the Board President to sign such contracts:

Brookville Center for Children's Services
Developmental Disabilities Institute
Hagedorn Little Village School
Summit School
United Cerebral Palsy Assoc. of Nassau County, Inc. (UCP)
Woodward Children's Center

8. Board of Education Approval of Special Education Services Contract for Students in Non-public Schools for the 2012-2013 School Year

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. McDonough, seconded by Mrs. Medellin, and unanimously carried (7-0) to approve the special education services contract with the Hicksville U.F.S.D. for students in non-public schools, which was reviewed and approved by District Counsel, for the 2012-2013 school year, and authorizes the Board President to sign such contract.

9. Board of Education Approval of Provider Agency Services Contract for the 2012-2013 School Year

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. Medellin, seconded by Mr. Rochon, and unanimously carried (7-0) to approve the provider agency services contract with Home Care for Children, Inc., which was reviewed and approved by District Counsel, for the 2012-2013 school year, and authorizes the Board President to sign such contract.

10. Board of Education Approval of Tax Levy

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Rochon, seconded by Mr. Storm, and unanimously carried (7-0) to approve the following resolution:

We the undersigned, Trustees of Island Trees UFSD (#26) in the Town of Hempstead, Nassau County, New York hereby certify as follows:

At a meeting of the Trustees of Island Trees UFSD (#26) held in the said School District on the 14th day of August, 2012, the following resolutions were duly adopted and have been entered on the records of the said School District.

RESOLVED, That the following budget (Gross Amount) of the necessary claims and expenditures in Island Trees UFSD (#26) in the Town of Hempstead School Year 2012-2013, amounting to

	\$ <u>57,925,136</u>	School Purpose
	\$ <u>1,215,131</u>	Library Purpose
Total	\$ <u>59,140,267</u>	be and the same is hereby accepted.

RESOLVED, that the sum of	\$ <u>40,392,674</u>	School Purpose
	\$ <u>1,145,624</u>	Library Purpose
Total	\$ <u>41,538,298</u>	being the remainder of

budget adopted as above and the amount which must be RAISED BY TAXATION (NET AMOUNT) for Island Trees UFSD (#26) of the Town of Hempstead, Nassau County, New York for the year 2012-2013 be levied upon the taxable property of the said school district as said property has been certified to by the Assessor for the school year 2012-2013.

RESOLVED, that the District Clerk of this School District is hereby authorized and directed, pursuant to Section 6-20.0 and amendments thereto of the Nassau County Administrative Code, to file a certified copy of these resolutions with the Nassau County Legislature and the Department of Assessment, Mineola, New York, on or before August 15th, 2012.

11. Board of Education Approval Fund Balance Transfer

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Storm, seconded by Mrs. Daum, and unanimously carried (7-0) to authorize the additional funding of the Reserve for Retirement Contributions for an amount not to exceed \$650,000.

12. Board of Education Approval of Bond Refunding

Upon the recommendation of the Superintendent of Schools:

Board Member Mrs. Daum offered the following resolution and moved its adoption:

REFUNDING BOND RESOLUTION OF THE ISLAND TREES UNION FREE SCHOOL DISTRICT, NEW YORK, ADOPTED AUGUST 14, 2012, AUTHORIZING THE REFUNDING OF ALL OR A PORTION OF CERTAIN OUTSTANDING SERIAL BONDS OF SAID DISTRICT, STATING THE PLAN OF REFUNDING, APPROPRIATING AN AMOUNT NOT TO EXCEED \$7,000,000 THEREFOR, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$7,000,000 REFUNDING SERIAL BONDS OF THE DISTRICT TO FINANCE SAID APPROPRIATION, AND MAKING CERTAIN OTHER DETERMINATIONS ALL RELATIVE THERETO.

Recitals

WHEREAS, the Island Trees Union Free School District, in the County of Nassau, New York (herein called the “District”), has heretofore issued on August 1, 2002, \$3,500,000 School District (Serial) Bonds, 2002 (General Obligation), which are currently outstanding in the principal amount of \$2,205,000, (the “Outstanding 2002 Bonds”), which bonds were issued pursuant to the bond resolution adopted by the Board of Education on January 30, 2002, authorizing bonds for the reconstruction, renovation, alteration and improvement of various school buildings and such Outstanding 2002 Bonds mature on August 1 in the years and in the principal amounts and bear interest payable on February 1 and August 1 in each year, as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2013	\$175,000	4.25%
2014	185,000	4-3/8
2015	195,000	4.50
2016	205,000	4.50
2017	215,000	4.50
2018	225,000	4.50
2019	235,000	4.50
2020	245,000	4.50
2021	255,000	4.50
2022	270,000	4.50

WHEREAS, the Outstanding 2002 Bonds maturing on or after August 1, 2012, are subject to redemption prior to maturity, in whole or in part, in any order of their maturity and in any amount within a maturity (selected by lot within a maturity), at the option of the District on August 1, 2011, or on any date thereafter, at the price of par (100% of the principal amount), plus accrued interest to the date of redemption; and

WHEREAS, the District has heretofore issued on August 16, 2004, \$6,100,000 School District (Serial) Bonds, 2004 (General Obligation), which are currently outstanding in the principal amount of \$4,660,000, (the "Outstanding 2004 Bonds," which together with the Outstanding 2002 Bonds, are herein collectively referred to as the "Outstanding Bonds"), which bonds are issued pursuant to the bond resolution adopted by the Board of Education on September 24, 2003, authorizing the issuance of serial bonds to finance the reconstruction, renovation, alteration and improvement of various school buildings, and such Outstanding 2004 Bonds mature on August 15 in the years and in the principal amounts and bear interest payable on February 15 and August 15 in each year, as follows:

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2012	\$270,000	4.20%
2013	280,000	4.25
2014	295,000	4.25
2015	310,000	4.25
2016	325,000	4.25
2017	335,000	4.25
2018	355,000	4.25
2019	370,000	4.25
2020	385,000	4-3/8
2021	405,000	4.40
2022	425,000	4.50
2023	440,000	4.50
2024	465,000	4.50

WHEREAS, the Outstanding 2004 Bonds maturing on or after August 15, 2014, are subject to redemption prior to maturity, in whole or in part, in any order of their maturity and in any amount within a maturity (selected by lot within a maturity), at the option of the District on August 15, 2013, or on any date thereafter, at the price of par (100% of the principal amount), plus accrued interest to the date of redemption; and

WHEREAS, Sections 90.00 and 90.10 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), permit the District to refund all or a portion of the Outstanding Bonds by the issuance of new bonds, the issuance of which will result in present value debt service savings for the District:

WHEREAS, in order effectuate the refunding, it is now necessary to adopt a refunding bond resolution;

THEREFORE,

THE BOARD OF EDUCATION OF THE ISLAND TREES UNION FREE SCHOOL DISTRICT, NEW YORK HEREBY RESOLVES (**by the favorable vote of two-thirds of all the members of said Board of Education**), AS FOLLOWS:

Section 1. In this resolution, the following definitions apply, unless a different meaning clearly appears from the context:

- (a) "Bond To Be Refunded" or "Bonds To Be Refunded" means all or a portion of the Outstanding Bonds, as shall be determined in accordance with Section 8 hereof.
- (b) "Escrow Contract" means the contract to be entered into by and between the District and the Escrow Holder pursuant to Section 10 hereof.
- (c) "Escrow Holder" means the bank or trust company designated as such pursuant to Section 10 hereof.
- (d) Financial Advisor means New York Municipal Advisors Corp.
- (e) "Present Value Savings" means the dollar savings which result from the issuance of the Refunding Bonds computed by discounting the principal and interest payments on both the Refunding Bonds and the Bonds to be Refunded from the respective maturities thereof to the date of issue of the Refunding Bonds at a rate equal to the effective interest cost of the Refunding Bonds. The effective interest cost of the Refunding Bonds shall be that rate which is arrived at by doubling the semi-annual interest rate (compounded semi-annually), necessary to discount the debt service payments on the Refunding Bonds from the maturity dates thereof to the date of issue of the Refunding Bonds and to the bona fide initial public offering price including estimated accrued interest, or, if there is no public offering, to the price bid, including estimated accrued interest.

- (f) “Redemption Date” or “Redemption Dates” means (i) August 1, 2011, or any date thereafter, with respect to the Outstanding 2002 Bonds, and (ii) August 15, 2013, or any date thereafter, with respect to the Outstanding 2004 Bonds maturing on or after August 15, 2014, as determined by the President of the Board of Education pursuant to Section 8 hereof.
- (g) “Refunding Bond” or “Refunding Bonds” means all or a portion of the \$7,000,000 Refunding Serial Bonds of the Island Trees Union Free School District, authorized pursuant to Section 2 hereof.
- (h) “Refunding Bond Amount Limitation” means an amount of Refunding Bonds which does not exceed the principal amount of Bonds To Be Refunded plus the aggregate amount of unmatured interest payable on such Bonds To Be Refunded, to and including the Redemption Dates, plus any redemption premiums payable on such Bonds To Be Refunded as of such Redemption Dates, plus costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the Refunding Financial Plan, and of executing and performing the terms and conditions of the Escrow Contract and all fees and charges of the Escrow Holder as referred to in Section 10 hereof.
- (i) “Refunding Financial Plan” means the proposed plan for the refunding of all or a portion of the Outstanding Bonds, prepared for the District by the Financial Advisor, in the form attached hereto as Exhibit A.

Section 2. The Board of Education of the District (herein called the “Board of Education”), hereby authorizes the refunding of the Bonds To Be Refunded and appropriates an amount not to exceed \$7,000,000 therefor to accomplish such refunding. The plan of refinancing said appropriation includes the issuance of not to exceed \$7,000,000 Refunding Bonds and the levy and collection of a tax upon all the taxable real property within the District to pay the principal of and interest on said Refunding Bonds as the same shall become due and payable. Serial Bonds of the District in the maximum principal amount of not to exceed \$7,000,000 are hereby authorized to be issued pursuant to the provisions of the Law. The Refunding Financial Plan, which is hereby accepted and approved, includes the deposit of all the proceeds of said Refunding Bonds with an Escrow Holder pursuant to an Escrow Contract as authorized in Section 10 hereof, the payment of all costs incurred by the District in connection with said refunding from such proceeds, and the investment of a portion of such proceeds by the Escrow Holder in certain obligations, the principal of and interest thereon, together with the balance of such proceeds to be held uninvested, shall be sufficient to pay (a) the principal and interest on the Bonds To Be

Refunded becoming due and payable on and prior to the Redemption Dates and (b) the principal of and interest on and premium, if any, on the Bonds To Be Refunded to be called for redemption prior to maturity on the Redemption Dates.

Section 3. The Bonds To Be Refunded referred to in Section 1 hereof are all or a portion of the Outstanding Bonds, as referred to in the Recitals hereof. In accordance with the Refunding Financial Plan, the Refunding Bonds herein authorized in the aggregate principal amount of not to exceed \$7,000,000 shall mature in amounts and on dates to be determined. The President of the Board of Education, the chief fiscal officer of the District, is hereby authorized to approve all details of the Refunding Financial Plan not contained herein.

Section 4. The issuance of the Refunding Bonds will not exceed the Refunding Bond Amount Limitation. The maximum period of probable usefulness applicable to the purposes for which the Outstanding Bonds were issued, as measured from the dates of original issuance of the first note or bond issued for the purposes for which the Outstanding Bonds were issued, is twenty (20) years.

Section 5. The aggregate amount of estimated Present Value Savings is set forth in the proposed Refunding Financial Plan attached hereto as **Exhibit A**, computed in accordance with subdivision two of paragraph b of Sections 90.00 and 90.10 of the Law. Said Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in the aggregate principal amount and will mature, be of such terms, and bear such interest as set forth therein. The Board of Education recognizes that the principal amount of the Refunding Bonds, the provisions, if any, for the redemption thereof prior to maturity, and whether or not all of the Refunding Bonds will be insured, and the resulting present value savings, may vary from such assumptions and that the Refunding Financial Plan may vary from that attached hereto as **Exhibit A**.

Section 6. (a) The Refunding Bonds may be sold at public or private sale.

(i) If the Refunding Bonds are sold at private sale, the President of the Board of Education is hereby authorized (a) to cause the Financial Advisor to solicit proposals for the refunding of the Outstanding Bonds from at least three (3) qualified firms recommended by the Financial Advisor; and (b) to execute a purchase contract on behalf of the District for the sale of said Refunding Bonds, provided that the terms and conditions of such sale shall be approved by the State Comptroller.

(ii) If the Refunding Bonds are sold at public sale pursuant to Section 57.00 of the Law, the President of the Board of Education is hereby authorized and directed to

prepare or have prepared a Notice of Sale, which shall be published at least once in "*The Bond Buyer*," published in the City of New York, not less than five (5) nor more than thirty (30) days prior to the date of said sale. A copy of such notice shall be sent not less than eight (8) nor more than thirty (30) days prior to the date of said sale (a) to the State Comptroller, Albany, New York 12236; (b) to at least two (2) banks or trust companies having a place of business in the County of Nassau or, if only one (1) bank is located in such County, then to such bank and to at least two (2) banks or trust companies having a place of business in an adjoining County; and (c) to "*The Bond Buyer*", 1 State Street Plaza, New York, New York 10004; and (d) at least ten (10) bond dealers.

(b) Prior to the issuance of the Refunding Bonds the President of the Board of Education shall file with the Board of Education all requisite certifications, including a certificate approved by the State Comptroller setting forth the Present Value Savings to the District resulting from the issuance of the Refunding Bonds. In connection with the sale of Refunding Bonds, the District authorizes the preparation of an Official Statement and approves its use in connection with such sale, and further consents to the distribution of a Preliminary Official Statement prior to the date said Official Statement is distributed. The President of the Board of Education and his designees are hereby further authorized and directed to take any and all actions necessary to accomplish such refunding, and to execute any contracts and agreements for the purchase of and payment for services rendered or to be rendered to the District in connection with said refunding, including the preparation of the Refunding Financial Plan.

Section 7. Each of the Refunding Bonds authorized by this resolution shall contain the recital of validity prescribed by Section 52.00 of the Law and said Refunding Bonds shall be general obligations of the District payable as to both principal and interest by a general tax upon all the taxable real property within the District without limitation as to rate or amount. The faith and credit of the District are hereby irrevocably pledged to the punctual payment of the principal of and interest on said Refunding bonds and provision shall be made annually in the budget of the District for (a) the amortization and redemption of the Refunding Bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 8. Subject to the provisions of this resolution and the Law, and pursuant to the provisions of Section 21.00 of the Law with respect to the issuance of bonds having substantially level or declining annual debt service, and Sections 50.00, 56.00 to 60.00, 90.10 and 168.00 of the Law, the powers and duties of the Board of Education relative to determining the amount of Bonds To Be Refunded, the Redemption Dates, prescribing the terms, form and contents and as to the sale and issuance of the Refunding Bonds, and executing any arbitrage certification relative thereto, as well as executing any

agreements for credit enhancements and executing the Escrow Contract described in Section 10 and the Official Statement referred to in Section 6, are hereby delegated by the President of the Board of Education, the chief fiscal officer of the District.

Section 9. The validity of the Refunding Bonds authorized by this resolution may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 10. Prior to the issuance of the Refunding Bonds, the District shall contract with a bank or trust company located and authorized to do business in this state, for the purpose of having such bank or trust company act as the Escrow Holder of the proceeds, if required by law, inclusive of any premium from the sale of the Refunding Bonds, together with all income derived from the investment of such proceeds. Such Escrow Contract shall contain such terms and conditions as shall be necessary in order to accomplish the Refunding Financial Plan, including provisions authorizing the Escrow Holder, without further authorization or direction from the District, except as otherwise provided therein, (a) to make all required payments of principal, interest and redemption premiums, if any, to the appropriate paying agent with respect to the Bonds To Be Refunded, (b) to pay costs and expenses incidental to the issuance of the Refunding Bonds, including the development of the Refunding Financial Plan, and of executing and performing the terms and conditions of the Escrow Contract and all of its fees and charges as the Escrow Holder, (c) at the appropriate time or times to cause to be given on behalf of the District the notice of redemption authorized to be given pursuant to Section 13 hereof, and (d) to invest the monies held by it consistent with the provisions of the Refunding Financial Plan. The Escrow Contract will be irrevocable and shall constitute a covenant with the holders of the Refunding Bonds.

Section 11. The proceeds, inclusive of any premium, from the sale of the Refunding Bonds, immediately upon receipt, shall be placed in escrow by the District with the Escrow Holder in accordance with the Escrow Contract. All moneys held by the Escrow Holder shall be invested only in direct obligations of the United States of America or in obligations the principal of and interest on which are unconditionally guaranteed by

the United States of America, which obligations shall mature or be subject to redemption at the option of the holder thereof not later than the respective dates when such moneys will be required to make payments in accordance with the Refunding Financial Plan. Any such moneys remaining in the custody of the Escrow Holder after the full execution of the provisions of the Escrow Contract shall be returned to the District and shall be applied by the District only to the payment of the principal of or interest on the Refunding Bonds then outstanding.

Section 12. That portion of such proceeds from the sale of the Refunding Bonds, together with interest earned thereon, which shall be required for the payment of the principal of the interest on the Bonds To Be Refunded, including any redemption premiums, in accordance with the Refunding Financial Plan, shall be irrevocably committed and pledged to such purpose and the holders of the Bonds To Be Refunded shall have a lien upon such moneys and the investments thereof held by the Escrow Holder. All interest earned from the investment of such moneys not required for such payments on the Bonds To Be Refunded shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunding Bonds, or such portion thereof as shall be required by the Refunding Financial Plan, and the holders of such Refunding Bonds shall have a lien upon such moneys held by the Escrow Holder. The pledges and liens provided for herein shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder shall immediately be subject thereto without any further act. Such pledges and liens shall be valid and binding against all parties having claims of any kind in tort, contract or otherwise against the District irrespective of whether such parties have notice thereof. Neither this resolution, the Escrow Contract, nor any other instrument relating to such pledges and liens, need be filed or recorded.

Section 13. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Law, the Board of Education hereby elects to call in and redeem all the Bonds To Be Refunded which are subject to prior redemption according to their terms on the Redemption Dates, as such dates are determined by the President of the Board of Education. The sums to be paid therefor on such Redemption Dates shall be the par value thereof, the accrued interest to the Redemption Dates and the redemption premiums, if any. The Escrow Holder is hereby authorized and directed to cause notice(s) of such call for redemption to be given in the name of the District by mailing such notice(s) to the registered holders of the Bonds To Be Refunded which are subject to prior redemption at least thirty days prior to such Redemption Dates. Upon the issuance of the Refunding Bonds, the election to call in and redeem the Bonds To Be Refunded subject to prior redemption on the Redemption Dates and the direction to the Escrow Holder to cause notice thereof to be given as provided in this Section shall become irrevocable and the

provisions of this Section shall constitute a covenant with the holders, from time to time, of the Refunding Bonds, provided that this Section may be amended from time to time as may be necessary to comply with the requirements of paragraph a of Section 53.00 of the Law, as the same may be amended from time to time.

Section 14. The Board of Education of the Island Trees Union Free School District hereby appoints the firm of Hawkins Delafield & Wood LLP, One Chase Manhattan Plaza, New York to provide all necessary Bond Counsel legal services in connection with the authorization, sale and issuance of the Refunding Bonds of the District.

Section 15. This bond resolution shall take effect immediately, and the District Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in an official newspaper of the District.

* * *

The adoption of the foregoing resolution was seconded by Board Member Mr. Donahue and duly put to a vote on roll call, which resulted as follows:

Kristen Daum Aye

Daniel Donahue Aye

Patricia Mahon Aye

Kim McDonough Aye

Barbara Medellin Aye

Kenneth Rochon Aye

George Storm Aye

AYES: 7

NOES: 0

13. Board of Education Approval of Agreement for a District Employee

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Donahue, seconded by Mrs. McDonough, and unanimously carried (7-0) to hereby approve the Agreement, regarding the employee discussed in executive session, and hereby authorizes the Superintendent of Schools to execute said Agreement on behalf of the Board.

14. Board of Education Approval of Eagle Scout Project at J. Fred Sparke School

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. McDonough, seconded by Mrs. Medellin, and unanimously carried (7-0) to approve the Eagle Scout Project by Stephen Schmidt, where he is proposing to construct a paver patio at J. Fred Sparke School.

15. Board of Education Approval of Response to Intervention (RTI) Plan

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mrs. Medellin, seconded by Mr. Rochon, and unanimously carried (7-0) to approve, as presented, the Response to Intervention (RTI) Plan.

16. Board of Education Approval of Change Order #1 – Site Reconstruction, Sparke Elementary School

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Rochon, seconded by Mr. Storm, and unanimously carried (7-0) to approve Change Order #1 – Site Reconstruction Capital Projects at J. Fred Sparke Elementary School, which represents a contract increase in the amount of \$9,750.00, for the correction of drainage conditions uncovered in the course of the project, and authorizes the Board President to sign said change orders, subject to review and approval by District Counsel.

17. Board of Education Approval of Personnel Report

Upon the recommendation of the Superintendent of Schools, **Motion** was made by Mr. Storm, seconded by Mrs. Daum, and unanimously carried (7-0) to approve, as presented, the Personnel Report dated August 14, 2012, items 1 through 215 inclusive.

18. Board of Education Approval of Use of Buildings

Upon the recommendation of the Superintendent of Schools, **Motion** was made by

Mrs. Daum, seconded by Mr. Donahue, and unanimously carried (7-0) to approve the use of buildings or fields by the following community and school organizations for the 2012-2013 school year subject to the limitations of policy and regulation:

Nassau County Girls' Soccer Officials
Nassau County Civil Service Commission
Island Trees Soccer Club
Island Trees SEPTA/Office of Special Ed. & Psych.
Cub Scout Pack 600
Island Trees Elementary PTA
Island Trees Football Booster Club
Island Trees PTSA
Island Trees Youth Football
H.S. Girls Soccer Assn. – NC Section VIII
Island Trees Travel Baseball
Island Trees USSSA/ABA Sports
Island Trees Varsity Football

DISCUSSION:

1. Nicholas Grande, High School Principal, and Pamela Hostetter, Assistant Principal, were at the meeting to discuss a proposal for next year's prom. Some of the items discussed were having buses to transport students from the high school to the venue—no limos, and breathalyzer tests.

Also discussed was the use an outside venue for graduation; such as, Hofstra, C.W. Post, Old Westbury, etc.

2. Capital Projects that need to be taken care of were discussed with the Board. Charles Murphy, Superintendent, stated that nothing was put on the 2012-13 school budget for capital projects. He mentioned that some of the projects that need to be done are the high school track and bleachers, and roofs and bathrooms at each of the schools. Lou DiPadova, Director of Plant and Facilities, agreed with the Board that roofs are a priority. He will come back to the Board with more numbers to perform these projects.
3. The Board discussed the recent decision by the Nassau County Police Dept. to eliminate two crossing guards. The Board is not happy about this. Mr. Rochon suggested contacting other districts to see how many crossing guards were eliminated (Levittown, Bethpage, Plainedge, Seaford, Wantagh). Dr. Murphy will conduct the survey.

4. Dr. Murphy explained the NY Assessments Grades 3-8. This year we exceeded the county scores in some areas – 4th graders in ELA, but the 8th scores grade went down. There are concerns with the math scores. This area is being looked into to find out what the problem is and to come up with solutions to correct it.
5. Goals 2012-2013 – Ms. Mahon, Board President, asked the Board if they had any goals. Their main goal is “improvement of instruction and pupil performance.”

**COMMENTS
FROM VISITORS
(OLD & NEW**

BUSINESS):

A resident made a comment about teaching styles.

A resident made a comment about extra help.

**EXECUTIVE
SESSION:**

On **Motion** of Mr. Storm, seconded by Mrs. Medellin, and unanimously carried (7-0), the Board adjourned to Executive Session at 6:13 PM. to discuss litigation, negotiations, and personnel issues regarding staff matters.

**RETURN TO
REGULAR
SESSION:**

On **Motion** of Mr. Rochon, seconded by Mr. Storm, and unanimously carried (7-0), the members came out of Executive Session at 7:21 PM.

ACTION ITEM

Board of Education Approval of 913 Examination for a District Employee

Upon the recommendation of the Superintendent of Schools, a **Motion** was made by Mr. Rochon, seconded by Mr. Storm, and unanimously carried (7-0) to approve the following resolution:

RESOLVED that the Board of Education hereby appoints Dr. Jeffrey Meyer as School Medical Inspector pursuant to Section 913 of the New York State Education Law in order to evaluate the fitness of the employee named in the attached confidential Schedule “A” to perform his/her duties; and

BE IT FURTHER RESOLVED that pursuant to Section 913 of the New York State Education Law, the Board of Education directs the employee named in the attached confidential Schedule

BOARD OF EDUCATION SPECIAL MEETING

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“A” to appear for a medical examination in the office of Dr. Jeffrey Meyer at a date and time to be scheduled.

**RETURN TO
EXECUTIVE
SESSION:**

On **Motion** of Mrs. McDonough, seconded by Mrs. Daum, and unanimously carried (7-0), the Board returned to Executive Session at 7:22 PM.

**RETURN TO
REGULAR
SESSION:**

On **Motion** of Mr. Rochon, seconded by Mrs. McDonough, and unanimously carried (7-0), the Board came out of Executive Session at 8:10 PM.

ADJOURNED:

On **Motion** of Mr. Storm, seconded by Mr. Rochon, and unanimously carried (7-0), the meeting adjourned at 8:10 PM.

Respectfully submitted,

Concetta Carr
District Clerk

Minutes approved _____